

This agreement to run with any patent granted on the above-identified patent application and to be binding upon the grantee, his successors or assigns.

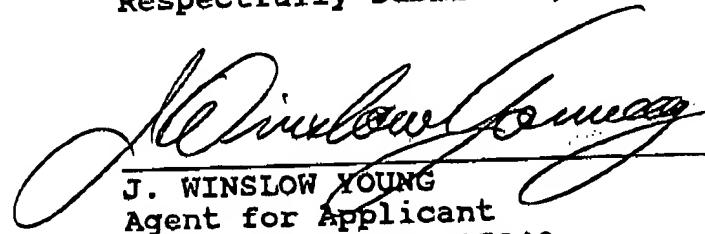
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MAY 05 1999

Signed at Centerville, Utah this 5<sup>th</sup> day of May 1999

Group 3700

Respectfully submitted,



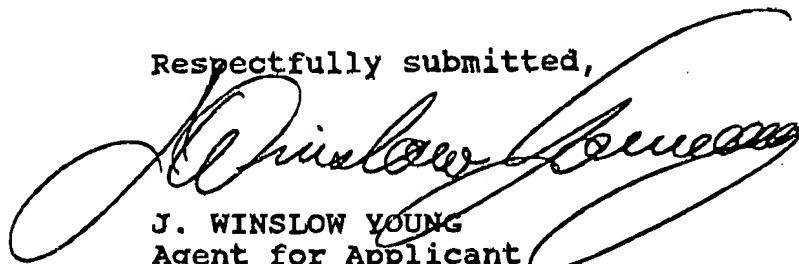
J. WINSLOW YOUNG  
Agent for Applicant  
Registration No. 25948

CERTIFICATE OF TRANSMITTAL VIA FACSIMILE

I hereby certify that this TERMINAL DISCLAIMER TO OBLIGATE A DOUBLE PATENTING REJECTION for Patent Application Serial No. 08/707,991 for SPINAL FIXATION APPARATUS AND METHOD in the name of Donald W. Bryan is being transmitted via facsimile to the attention of Examiner David Reip at (703) 308-2708.

Dated this 5<sup>th</sup> day of May 1999.

Respectfully submitted,



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Docket No. 261b